

MAF

Attorney Docket No. T9105.C



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MARIE K. WALSH et al.)
)
TITLE: TEXTURED WHEY PROTEIN)
PRODUCT AND METHOD)
)
SERIAL NO.: 10/644,604) NOTICE OF APPEAL
)
FILED: August 19, 2003)
)
EXAMINER: A.J. Weier)
)
ART UNIT: 1761)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450


Sir:

Pursuant to the provisions of 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's Action dated December 13, 2006, finally rejecting claims 1-6, 13-26, 56-61, 68-82 and 109-199.

A completed form PTO-2038 is enclosed authorizing the Commissioner to charge the amount of \$250.00 to cover the fee associated with filing this Notice of Appeal under 37 C.F.R. § 41.20(b)(1) to the credit card indicated. Authorization is hereby

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the 13th day of June, 2007.



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given to charge any deficiency in the required fee or credit any overpayment to Deposit Account No. 50-0836.

A Petition for a three-month extension of time for extending the shortened statutory period for response until June 13, 2007, and the associated fee, were filed on May 25, 2007, together with an Amendment Under 37 C.F.R. § 1.116.

DATED this 13th day of June, 2007.

Respectfully submitted,



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